



Arizona State
Board of Cosmetology

Sue Sansom, Executive Director

1721 East Broadway • Tempe AZ 85282
Phone 480.784.4539 • Fax 480.784.4962
www.azboc.gov

BOARD MEETING MINUTES

March 14, 2008

TIME: 9:00 a.m.

PLACE: 1721 East Broadway, Tempe Arizona, 85282

ALL AGENDA ITEMS INCLUDE THE OPPORTUNITY FOR BOARD CONSIDERATION, DISCUSSION, AND POSSIBLE ACTION

Board Meetings may go into "Executive Session" for the purpose of obtaining legal advice from the Board's attorney on any of the agenda items pursuant A.R.S. § 38.431.03 (A) (3).

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Stephen Colarusso	
Gina Bowser	
Jim Short	Absent
Flo Finch	
Pamela Springer	Absent
Thom Kasch	

BOARD * AND ***

A. Board Minutes of February 8, 2008.

MOTION by Gina Bowser to accept minutes as written. MOTION SECONDED by Thom Kasch.
MOTION CARRIED.

B. Committee Meeting Minutes of February 11, 2008.

MOTION by Thom Kasch to accept minutes as written. MOTION SECONDED by Gina Bowser. MOTION CARRIED.

C. Declaration of Conflict of Interest.

None.

D. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process.

EXECUTIVE DIRECTOR'S REPORT *, **, * AND ********A. Discussion and Possible Action on National Interstate Council (NIC) 2ND Tier Aesthetic Exam.**

The Executive Director, Sue Sansom, informed the Board that public comments have been received and reviewed.

MOTION by Gina Bowser to accept the NIC 2nd Tier Exam for the purposes of licensure with an effective date of July 1, 2008. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

B. Region 4 meeting (NIC) National Interstate Council.**C. Discussion, Consideration and Possible recommendations of Proposed Legislation.**

The Executive Director, Sue Sansom, gave the following updates:

- SB 1006, allowing licensee's 180 days to renew once returned from active Guard and Reserve Duty by application and without penalty.
Active and moving.
- SB 1134 Naturopathic physicians board (Identifies Cosmetology Board as a Self Supporting Regulatory Agency and as an appealable agency).
Active and moving.
- SB 1236 Relating to the Board of Homeopathic and Integrated Medicine Examiners. ARS 41-1092 (7) (g), identifies Cosmetology Board as a Self Supporting Regulatory Agency and as an appealable agency.
Active and moving.
- SB 1300 transfer \$1,091,800 from the Board of Cosmetology Fund to the General Fund.
Active.
- SB 1321 and House Bill HB2697 relating to Body Art Establishments; Exemptions for Aesthetics, Cosmetology, and Nail Technology and regulated by the State Department of Health. Provision requires a separate establishment license and regulation within cosmetology salon premises.
Active.
- SB 1419 Cosmetic procedures; Lasers; Injections; Regulation.

Active and moving, see the attached committee meeting minutes. The Board will be without a position or will remain neutral.

- HB 2082 state employee compensation; joint committee.
Active.
- HB 2102 Child Support.
Active.
- HB 2462 **postsecondary education commission; duties** (Adding a Barber member to the Commission for Post Secondary Education and does not change the Cosmetology Accredited School Representative Member).
Active and moving.
- HB 2552 Board of Barbering and Cosmetology.
Held in the House and probably will not be heard this year.
- HB2632 Public Supervisors; Eligibility Violations; Penalties.
Active and moving.
- HB2637 Salons and Barber Shops exempted from paying Municipal Tax on services.
Active and moving.
- HB2697 body art establishment; licensure
Active.

D. Summary of Current Events.

- **Discussion on (NCEA) National Coalition of Estheticians, Manufacturers / Distributors and Associations in New Orleans.**

Board Chairman, Stephen Colarusso, attended and reported on the conference. Topics that were discussed at the conference were sanitation, safety issues and proper representation of the industry.

STEP 1: COMPLAINT REVIEW * AND ***

A. Recommend Application Denials

None

MOTION by Stephen Colarusso to accept staff recommendations for all Dismissals and Letters of Concern below. MOTION SECONDED by Flora Finch. MOTION CARRIED.

B. Recommend Dismissals

73993	Traci L Gutierrez #19000274	<i>(Complaint represented no violations)</i>
74266	Aesthetic Light Remedies #A15058 Aesthetic Light Remedies Inc, Owner Lisa M Davis, #30600827, President	<i>(Complaint represented no violations)</i>
74691	Laticia Long, #10125395	<i>(No written response from complainant)</i>
74869	Terraces Living Oasis Spa, <i>Pseudo Unlicensed</i>	<i>(Performing Massage Therapy only)</i>
74910/74911	Nails & Spa by Angel, #M15517 & A15548 Tuan M Le, #50100455	<i>(Ownership Change)</i>
74945	The Studio Academy of Beauty, #74 The Studio Academy of Beauty LLC, Owner	<i>(No Response)</i>
74984	Mima's Hair Salon, #C15774	<i>(Found salon in Compliance)</i>

	Mima Alicia Chavez, Owner	
	Andrea M Ball, #19500385, Licensee	
74986/74987	Toasted Buns Tanning & Nails, #M14992 & A15044	<i>(No evidence to support allegations)</i>
	Thach Vinh Thiet Tran, #59819065 & 30600189, Owner/Manager	
74989	Tiffany's Unisex Barber & Saloon Spa, <i>Pseudo Unlicensed</i>	<i>(Refer to Barber Board)</i>
75032	Area 51 Hair Designs, #C15552	<i>(No response from Complainant)</i>
	Christina Dolza, #18800635, Owner/Manager	
75037	Dulce Beauty Salon, <i>Pseudo Unlicensed</i>	<i>(Refer to Barber Board)</i>
75075	Mary, <i>Pseudo Unlicensed</i>	<i>(Refer to Barber Board)</i>
75076	Marcela Baca-Gota, <i>Pseudo Unlicensed</i>	<i>(Refer to Barber Board)</i>
75077	Salon 67 Hair & Nail, #C14877	<i>(Found Salon in Compliance)</i>
	Quyen Breuer, #59920221, Owner/Manager	
75095	Shear Pleasure from Head to Toe, #C13414	<i>(Unsubstantiated Allegations)</i>
	Debra Ann Padia Lennon, #18326604	
75128	C-Paul Hair Salon, #C17655	<i>(No Violations, No Response)</i>
	Hong Boi Nguyen, Co-Owner	
	Cuong Nguyen, Co-Owner	
75130	Michelle El Bella Spa, #C17509	<i>(Evidence does not support allegations)</i>
75132	Alright Nails M7020	<i>(Found no evidence of unlicensed activity & owner ship change)</i>
	Ngoc Nhi Thi Tran #'s 50331363 & 30700773	
75134	Hairstylists Barber & Beauty Shop, #C10849	<i>(Salon in Compliance)</i>
	Sally Tran, #50200270 & 30600132, Owner/Manager	
	Michelle Le, Owner	
75158	JC Penney Styling Salon, #C15921	<i>(No response from Complainant)</i>
	JC Penney Corp, Owner	
	Janet M Matas, #19600702, Salon Manager	
	Shelley, Store Manager	
	Monica Gutierrez, #19815555, Licensee	
75186	Tiffany's Nail & Hair, #C15553	<i>(No Violations)</i>
	Giau T Duong, #30200063 & 59920691, Owner/Manager	
75315	Ann-T Nail #M15879	<i>(Found no evidence of unlicensed activity)</i>
	Ngoc Nhi Thi Tran #'s 50331363 & 30700773, Owner/Manager	
75443	Bumper Cuts Mobile Hair Salon #C15073	<i>(Salon closed)</i>
	Tucson Cuts LLC	
75508	Carolina Salon	<i>(Pseudo unlicensed – Refer to proper authorities)</i>
75509	J. Fade Salon	<i>(Pseudo unlicensed – Refer to proper authorities)</i>
75510	Eileen Marie Smith	<i>(Pseudo unlicensed – Refer to proper authorities)</i>

C. Recommend Letter of Concern

75173	Foot Fetish Nail Spa, #C17212	<i>(Health & Safety – no hot running water)</i>
	Clarise Ward, #50329333, Owner/Manager	
75328	Sports Buzz HC #C15580	<i>(Delinquent personal license; no TB HIV-1 HEP B; personal license display & one licensee with soiled tools and dry storage)</i>
	Osnerisay LLC	
	Norma Moreno #19700069, Member/Manager	
75332	Bella Day Spay and Boutique #A15650	<i>(Establishment & personal license display)</i>

	Sugar LLC	
	Nickie Tripp #30227652, Member/Manager	
75335	Anastacia Salon #C16978	<i>(Delinquent establishment license)</i>
	Anastacia the Salon LLC	
	Anastacia Newell #10601019, Member/Manager	
75336	Top Spa Nails #M14639	<i>(Restroom storage & personal license display)</i>
	Hao M. Nguyen #50000528, Owner/Manager	
75337	Belize Hair/Nail Salon #C17708	<i>(Unlicensed individual – Barber)</i>
	Elva Schmidt #10122565, Owner/Manager	
75338	Beauty Brands Salon Spa Superstore #C10069	<i>(Delinquent personal license)</i>
	Beauty Brands Inc	
75339	Tru-Hair Salon #C17707	<i>(Unlicensed individual – Barber)</i>
	Sand M Investment Properties LLC	
75340	LA. Image Hair Studio #C6778	<i>(Delinquent personal license)</i>
	Sandy Hardy #19100448, Owner/Manager	
75341	Stylin Katt’s Hair Salon #C15535	<i>(Personal license display)</i>
	Katerine Anderson #19700481, Owner/Manager	
75345	Creations by Gina #C14891	<i>(Licensee advertising differently)</i>
	Gina Jimenez #10327999, Owner/Manager	
75347	Studio Esthetique #A14180	<i>(Delinquent establishment license)</i>
	Dixie Kane #30226712, Owner/Manager	
75348	King Nails #A13314	<i>(Delinquent personal license)</i>
	Hanh Kim Tran #30330738 & #59900311, Owner/Manager	
75352	Psalm 34 #C16484	<i>(Delinquent personal license)</i>
	Caroline Duncan #19500859, Owner/Manager	
75353	Elite Hair Replacement #C16122	<i>(Delinquent establishment license)</i>
	Tracey Blackshear #19700480, Owner/Manager	
75354	Super Hair Care #C16901	<i>(Licensee advertising differently & current personal</i>
	Bonita Super #10500427, Owner/Manager	<i>license display)</i>
75372	Great Clips #C13515	<i>(Personal license display; one licensee with soiled tools &</i>
	Tucson Clips LLC	<i>soiled dry storage)</i>
75373	Cost Cutters 62007 #C13166	<i>(Delinquent personal license; one licensee with soiled</i>
	Minnesota Regis Corp	<i>tools & soiled dry storage)</i>
	Paul Finkelstein, President	
75374	Blades Hair Design #C12875	<i>(Delinquent personal license & personal license display)</i>
	Nadine Danton #18123956, Owner/Manager	
75406	Great Clips #C6892	<i>(Personal license display)</i>
	Greenway 64 Clips Inc	
75411	Giuseppe Salon #C16384	<i>(Delinquent establishment license)</i>
	Giuseppe Silvestro #10500273, Owner/Manager	
75414	Dolce Borgata #C17361	<i>(Advertising differently & establishment license display)</i>
	Dolce Borgata LLC	
75416	Elements in Balance Salon and Day Spa #C17794	<i>(Personal license display)</i>
	Harmonize LLC	
75418	Carousel Hair Cuts #C16693	<i>(Delinquent personal license)</i>
	Carolyn Diebol #18801082, Owner/Manager	

- 75419 Fancy Nails #M14215 *(Delinquent personal license & personal license display)*
Nha Van Le #50021122, Owner
- 75426 Village Salon #C17902 *(Delinquent personal license & one licensee had a soiled
wet disinfectant at station)*
The Village Salon LLC
Darla Acker, Member
- 75427 Mane Attraction Make-Up & Hair Salon #C1459 *(Delinquent personal license)*
Mane Attraction Make-Up & Hair Salon LLC
Kendall Ong #19100857, President/Manager
- 75428 & Trina AJ Nails #A1576 & #M15689 *(Advertising differently)*
75429 Thuy Thanh Nguyen #30600484 & 50021331, Owner/Manager
- 75431 Vivid Salon #C13838 *(Delinquent personal license & no TB HIV-1 HEP B)*
Frank Hathaway Jr. #19900137, Owner/Manager
- 75432 Salon CXE #C17029 *(Delinquent establishment license & establishment license display)*
Sandra Farley #19000381, Owner/Manager
- 75446 Gypsy: A Hair & Nail Salon #C12076 *(Delinquent personal license)*
Jacqueline Aronson #18601205, Owner/Manager
- 75453 Shear Performance-Tucson Mall #C13315 *(Delinquent establishment license)*
Steve Morales, Owner
- 75455 Hair Harmony on Congress #C17333 *(Delinquent personal license & no TB HIV-1 HEP B)*
Emilia Gracia #17819636, Owner/Manager
- 75467 Ellei's Nail & Spa #M14121 *(Delinquent personal license)*
Quynh Lai Thi Le #30100557, Co-Owner/Manager
Martin T. Hoang #50100556, Co-Owner/Manager
- 75469 Aesthetics Std Wholistic Organic Facial & Body Care #A15514 *(No exterior sign)*
Aesthetics Std Wholistic Organic Facial & Body Care LLC
Janeen Reuling #39400072, Member/Manager
- 75470 Compliments at a Hilton Salon & Spa #C11382 *(Delinquent personal license)*
Compliments in Hair Inc
Alison Hilton #17718910, President/Manager
- 75473 Palmina Leone Concept Cosmetics #A11244 *(Delinquent establishment license &
not posted)*
Mary Fennello #17820395, Owner/Manager
- 75474 Hair by Kathy #C13569 *(Delinquent personal license)*
Kathy Thomas #17820103, Owner/Manager
- 75481 Studio KB #C14238 *(Delinquent establishment license & personal license)*
Kimberly Beidler-Storgaard #19501177, Owner/Manager
- 75487 Smart Style #408 #C15199 *(Delinquent personal license)*
Minnesota Regis Corp
Paul Finkelstein, President
- 75491 Guadalupe Toscano #C15080 *(Advertising differently)*
Guadalupe Toscano, Owner
- 75493 Oyuki's Beauty Salon #C17466 *(Establishment license display)*
Lourdes Ortiz-Pizano #19601358, Owner/Manager

MOTION by Thom Kasch to accept staff recommendations for negotiation terms below.
MOTION SECONDED by Flora Finch. MOTION CARRIED.

D. Recommend Informal Interview or Negotiation Terms

1. 74907/74918 Trendy Nails, #M15322 & A15317
Tung V Nguyen, #50600465

Issue a Letter of Concern, see motion above.

2. 74908 Regal Nails, #M14425
Reina Duong, #19700872

Combine with 6 below #75105 and offer a consent agreement to assess \$250 civil penalty and costs, \$23.00 restitution, and for Reina Duong, #19700872 to pay \$26.00 restitution and to attend the infection protection class and the law review class given by the Board see motion above.

3. 74943 Zara Salon, #C16609
Zara Balyan, #19600851, Owner/Manager
Albina Khaeva #10200534, Licensee

Offer a consent agreement to the salon to assess \$250 civil penalty and costs, and for Albina Khaeva #10200534 to provide proof of restitution and attend the infection protection class given by the Board, see motion above.

4. 75033/75034 Paradise Nails Salon, #M15500 & A15521
Kim Hue T Mai, #5010037, Owner/Manager

Offer a consent agreement to license #M15500 to assess \$250 civil penalty and costs, see motion above.

5. 75036 Care Nails & Spa, #M15676
John Thai, Owner

Offer a consent agreement to assess \$250 civil penalty and costs and to pay \$28.00 restitution, see motion above.

6. 75105 Regal Nails, #M14425
Reina Duong, #19700872, Owner/Manager

See no. 2 above.

7. 75326 Fantastic Sams #C14507
Jay & Joanne Van Drent, Co-Owners
Herberto Monsisvais #19300117, Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

8. 75327 Nail Star #M15639
ATD Peak Inc
Dung Thuy Thi Hoang #50331377, President/Manager
Tu Dao, Secretary

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

9. 75331 Hair on Wheels #C14473

Susan Nixon #19000083, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

10. 75333 X Trim Hair Salon #C17475

Xochitl Abril #19501142, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

11. 75334 Supercuts #C9833

H.F. Saunders LLC

Michael Hanson, President

Rita Rebeil #19601240, Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

12. 75349 Lasheen Dixon #19400315, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

13. 75350 Jacki Curtis #19500914, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

14. 75356 & Le's Magic Nails #A14212 & #N6774

75357 Hue Thi Kim Le #59500486 & 30300074, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

15. 75358 Corie Weisenberger #10700909, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

16. 75359 & Alex Vo #50000062, Licensee/New Owner

75360 & Kevin Le #59800435, Previous Owner

75361 & Steven M. Nguyen #19700487, Licensee

75362 & Bi Thi Cao #50331023, Licensee

75363 & Konna Chaney #59400313, Licensee

75364 & Myphuong T. Nguyen #50100069, Licensee

75365 & Trinh T. Le #50300292, Licensee

75366 & Bach Yen Thi Dao #50401481, Licensee

75367 & Loan Thi Pham #50300181, Licensee

75368 Hong TK Nguyen #50400568, Licensee

Offer a consent agreement to Alex Vo #50000062 to assess \$250 civil penalty and costs, and issue a Letter of Concern to Kevin Le #59800435, see motion above.

17. 75369 City Looks 62027 #C13219

Minnesota Regis Corp

Paul Finkelstein, President

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

18. 75371 Yen Salon & Spa #C15712

Nail Trix LLC

David Lam #50100215, Member

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

19. 75387 Mastercuts #451 #C6802
Minnesota Regis Corp
Paul Finkelstein, President

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

20. 75388/75389 Tony's LA Nails #A15875 & #M15784
Toan Thanh Dao #30330565 & 50100165, Owner/Manager

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

21. 75390 JC Penney Styling Salon #1480-3 #C422
JC Penney Co Inc
W.J. Neppl, President

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

22. 75391 Nail Time #M13791
Kimmy Nguyen Tran #59500942, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

23. 75392 Rosy's Beauty Salon #C12953
Rosa Espriu #19800027, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

24. 75393 Mai Loan Thi Tran #10701080, Licensee

Offer a consent agreement to Mai Loan Thi Tran #10701080 to assess \$50 civil penalty and costs; and add Casa De Nails license no. A14319 and offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

25. 75394 Gretta Bradbury #19815307, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

26. 75395 & Denna Cook #10501344, Licensee
75396 Richard Nunez #10400443, Licensee

Offer a consent agreement to Denna Cook #10501344 to assess \$250 civil penalty and costs, see motion above.

27. 75397 Chaka Ingalls #19918110, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

28. 75398 Serge Robert Hanson #10332725, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

29. 75399 Kimberly Norton #17718862, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

30. 75400 Shine Hair Skin Nails #C15336
Randi Cobb #18801383, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
31. 75401 Care Hands & Feet #M15107
Uyen My Thi Ho #50331245, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
32. 75402 Obsession Hair & Nails #C16273
Raul Basurto, Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
33. 75403 Carapan Salon #C16734
Alejandro Gallegos #10400177, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
34. 75405 Athena's Hair Studio #C14611
Alma Arispurio #19800534, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
35. 75407 Skillful Nails #M15803
Hoang Minh Truong #50300087, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
36. 75408 Arte Y Creacion Beauty Salon #C14797
Ramon Chavarria, Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
37. 75409 Mane Event #C3874
Event Hairstyling Inc
Meredith Crandall #17213633, President/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
38. 75410 Lotus Center #C17700
The Lotus Center LLC
Justin Ingram, Member
Amy Gan, Member
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
39. 75412 Scissors Rox Paper #C16414
Mont Villa LLC
Deanna Montrose #18123734, Member/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
40. 75413 Aloosions Salon & Spa #C14935

Aloosions Inc

Donna Cortese #18501309, President/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

41. 75415 Monica Miller #17820484, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

42. 75417 Karma Day Spa #C17623

Karma Day Spa LLC

Jenna Thwaites, Member

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

43. 75430 Elizabeth Arden Red Door Salon #C4926

Elizabeth Arden Salon Inc

David Stoup, President

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

44. 75433 Hair in Motion #C15522

Hair in Motion Inc

Joe Chavez #16204443, President/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

45. 75434 Wave Works Hair Salon #C10540

Maria Frances Gomez #19501295, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

46. 75435 Charlie's Nails #M15189

Charlie Vo #59600088, Owner

Shayla Thanh Dinh #50500559, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

47. 74927 The Studio Academy of Beauty, #74

The Studio Academy of Beauty LLC, Owner

Jackson Holding Inc/Jeff Koluch

48. 74938 The Studio Academy of Beauty, #74

The Studio Academy of Beauty LLC, Owner

Jackson Holding Inc/Jeff Koluch

49. 74939 The Studio Academy of Beauty, #74

The Studio Academy of Beauty LLC, Owner

Jackson Holding Inc/Jeff Koluch

50. 74940 The Studio Academy of Beauty, #74

The Studio Academy of Beauty LLC, Owner

Jackson Holding Inc/Jeff Koluch

51. 74941 The Studio Academy of Beauty, #74

The Studio Academy of Beauty LLC, Owner

Jackson Holding Inc/Jeff Koluch

52. 74942 The Studio Academy of Beauty, #74
The Studio Academy of Beauty LLC, Owner
Jackson Holding Inc/Jeff Koluch

Combine 47 through 52 and offer a consent agreement to assess \$1,000 civil penalty and costs, see motion above.

53. 74815 Annie's Fashion Nails #M14728
Annie Diem Huong Troung #10326740, Owner/Manager
Vy Tran Le #50601348, Licensee

Dismiss, see motion above.

54. 75441 Delicate Nails #A15791
Jenny Ho #50501432, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

55. 75442 Lisa Kaye Thomas #30400585, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

56. 75445 Notorious Full Service Salon #C15531
Claudia Mendez Yocupicio #19800198, Owner/Manager

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

57. 75447 4th Avenue Hair #C9179
William D'Agostino #18124644, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

58. 75451 D'Alba Salon #C14880
Albaluz Castro #19500523, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

59. 75452 Toni & Guy Foothills #C9752
Tucson Salon Associates LLC
Jessica Baylow-Schumacher #19201044, President

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

60. 75454 Nail Trix & Spa #M14402
Brandon Pham #50100074, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

61. 75460 Nails Spa Excel #M15765
Angelina Wayne #30500740 & #50501150, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

62. 75468 Panache Total Body Image Salon #C15212
Lauren Loftis #17921195, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

63. 75471 & Desert Nail Spa @ Moon Valley #A15266 & #M14494
75472 Van Thi Le #50400397, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
64. 75475 Nails by Debbie #M12845
Debra Winter #58402183, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
65. 75476 Bond Street Salon #C16411
Nancy Bond #18022942, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
66. 75477 Alan Williams Salon #C15640
William Koch #18700078, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
67. 75478 Kathryn Miller #19918134, Licensee
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
68. 75479 Gabriela Sots #19814676, Licensee
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
69. 75480 Sahaira #C11208
Mary Nora Kelley Kohoutek #18327957, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
70. 75482 Alberto's Beauty Salon #C16344
Efrain Cimental Morales #19300449, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
71. 75483 & Andy's Nails #A15544 & #M15514
75484 Thi Minh Van Vo #50601175, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

STEP 2: INFORMAL INTERVIEWS * AND ***

A. Without Negotiation Options

None

B. With Negotiation Options

1. 75151 El Rio Barber-Stylist #C17695 **10:00 a.m.**
Two Worlds Enterprises LLC
John & Julieta Ferrel, Members
Continued from February's Board Meeting

MOTION by Thom Kasch to accept staff recommendations and rescind the previous motion and to instead issue a Letter of Concern. MOTION SECONDED by Stephen Colarusso. MOTION CARRIED.

2. 75162 Leslie Adrian #10500278 **10:00 a.m.**
Continued from February's Board Meeting

Leslie Adrian appeared and spoke to the issue.

MOTION by Gina Bowser to offer a consent agreement in lieu of a formal hearing to assess \$225 civil penalty and costs and to attend the infection protection class and the law review class given by the Board as terms of a six month probation. MOTION SECONDED by Flora Finch. MOTION CARRIED.

3. 75190 Mureeza Beauty Salon #C16848 **10:00 a.m.**
David Mason Sr., Owner
Continued from February's Board Meeting
NEGOTIATED \$250

David Mason appeared and spoke to the issue.

MOTION by Gina Bowser to offer a consent agreement in lieu of a formal hearing to assess \$225 civil penalty and costs and to attend the infection protection class and the law review class given by the Board as terms of a six month probation. MOTION SECONDED by Flora Finch. MOTION CARRIED.

4. 74579/75202 Snow Nails, #M15425 **10:00 a.m.**
Xi Thi Phan, #50600894, Owner/Manager
No show; to formal hearing.

5. 74586 Mood Swings A Salon #C6157 **10:00 a.m.**
Mood Swings A Salon Inc., Owner
Paul D Toepel, President
Angela L Toepel
Theresa L Widmer #18501032, Secretary
Melinda McMaster #10225407, Assistant Manager
Jessica Divis #10332100, Licensee
NEGOTIATED

6. 74747 Jessica Thompson #30500444 **10:00 a.m.**
NEGOTIATED

7. 74819 Simply Elegant Nailz #M14412 **10:00 a.m.**
Rhonda M Bolton #50124663, Licensee

Rhonda Bolton and complainant Eileen Hauck appeared and spoke to the issue.

MOTION by Gina Bowser to maintain the previously offered consent agreement .
MOTION SECONDED by Flora Finch. MOTION CARRIED.

- | | | | |
|-----|------------------|---|-------------------|
| 8. | 74830/74864 | Best Nails #M14546 & A14508
Henry N Vo, Owner
Chi Thi Nguyen #10401024, Manager
No show; to formal hearing. | 10:00 a.m. |
| 9. | 74870 | Mara Ratinoff “Mitchell” #19301417
Continued. | 10:00 a.m. |
| 10. | 74902 | Just About Your Hair C15001
Lorriane Samuel, Owner
NEGOTIATED | 10:00 a.m. |
| 11. | 74903/74904 | Misa Nails #M14797 & A14738
Kenny K Vo, #50331121, Owner
Hein Dieu Nguyen #50500980, Licensee
NEGOTIATED | 10:00 a.m. |
| 12. | 75038 | Salon De Futur, #C12696
Salon De Futur Inc., Owner
Karen R Dinius #30500916, President/Licensee
Kendra Dinius #10019509, Treasurer/Manager
NEGOTIATED \$250/PAID | 10:00 a.m. |
| 13. | 75206 &
75207 | Olga Galindo #19300610, Licensee
NEGOTIATED \$50/PAID
Matilde Valenzuela #19100447, Licensee
NEGOTIATED | 10:00 a.m. |
| 14. | 75209 | Gadabout Man Salon/Spa #C11352
Gadabout Inc
Pamela McNair #17921402, CEO
Frank Westerbede #18428320, Vice President
Continued. | 10:00 a.m. |
| 15. | 75211 | Protect Nails #M6356
Hong-Ly T. Tong #59500398, Owner/Manager
NEGOTIATED | 10:00 a.m. |
| 16. | 75214 | Supercuts #9466
Supercuts Corp Shops Inc
Mark Kartarik, President
NEGOTIATED | 10:00 a.m. |
| 17. | 75216 | Millennium Day Spa #C13407 | 10:00 a.m. |

Just Deserts Inc
 Michael Murphy, President/Treasurer
 Karen, Vice President/Secretary
NEGOTIATED \$250/PAID

18. 75217 Shannen Feige #30700424, Licensee **10:00 a.m.**
CONTINUANCE GRANTED

19. 75222 Rufina Monteverde #19700399, Licensee **10:00 a.m.**
NEGOTIATED

20. 75243 & Thuy Thi Nguyen #59700378 & 30200020, Licensee **10:00 a.m.**
NEGOTIATED \$250/PAID

21. 75247 Express Pima Nails #M15755 **10:00 a.m.**
 Cam Nhung Pham #50400076, Owner/Manager
NEGOTIATED

22. 75250 K.T.N. Salon and Day Spas #C16762 **10:00 a.m.**
 K.T.N. Salon and Day Spas Inc
 Keith Nicholson #10601184, President/Manager
NEGOTIATED \$250/PAID

23. 75251 Margaret Dean #16405912, Licensee **10:00 a.m.**
 Margaret Dean appeared and spoke to the issue.

MOTION by Thom Kasch to offer a consent agreement in lieu of a formal hearing to assess \$225 civil penalty and costs and to attend the infection protection class and the law review class given by the Board as terms of a six month probation. MOTION SECONDED by Flora Finch .
 MOTION CARRIED.

24. 75252 Gavard Hair Salon #C15771 **10:00 a.m.**
 Maby Jannett Castillo #10225651, Owner/Manager
NEGOTIATED

25. 75255 Indulge Salon & Day Spa #C15475 **10:00 a.m.**
 Indulge Salon & Day Spa LLC
 Minnie Rahn, Member
NEGOTIATED

26. 75260 Binh Cong Huynh #50200709, Licensee/New Owner
NEGOTIATED \$250/PAID

27. 75264 & Star Nails #A14827 & #M14858 **10:00 a.m.**
 75265 Mariya Ilyayeva #10500752 & #50331061, Owner/Manager
NEGOTIATED \$250/PAID

- | | | | |
|-----|--|--|-------------------|
| 28. | 75267 &
75268 | Tammy LA Nails #A14930 & #M14954
Kimberly Nguyen #50000368, Owner/Manager
No show; to formal hearing. | 10:00 a.m. |
| 29. | 75276 | Trang Thi Thuy Le #30400612, Licensee
NEGOTIATED \$250/PAID | 10:00 a.m. |
| 30. | 75277 | Asia Nails & Spa M15754
Christy Nguyen #50700626, Owner/Manager
NEGOTIATED \$250/PAID | 10:00 a.m. |
| 31. | 75294/75295 | Nail Spa 101 #A15912 & #M15825
Van H. Nguyen, Owner
NEGOTIATED | 10:00 a.m. |
| 32. | 75298 &
75300 &
75301 &
75302 | Tam Huu Do #50331414, Licensee
NEGOTIATED
Thu Thao Thi Phan #50700804, Licensee
NEGOTIATED \$50/PAID
Lucy Thi Huynh #50700091 & 30700138, Licensee
NEGOTIATED \$50/PAID
Phuong Thi Tuyet Huynh #50331274, Licensee
NEGOTIATED | 10:00 a.m. |
| 33. | 75421 &

75312 &
75313 | Lotus Beauty #A15999
Lotus Beauty LLC., Owner
Tonya Seville, Co-Owner
Tori Stanley #30600210, Licensee
Marjorie Irene Parks #30500717, Licensee
NEGOTIATED | 10:00 a.m. |
| 34. | 75314 | Tangles Salon #C17275
Tangles Salon LLC
Becky Kelly #18400248, Member/Manager
NEGOTIATED | 10:00 a.m. |
| 35. | 75330 | Tranquility Nails Hair & Day Spa #C17178
Tu V Tran #59800153, Owner/Manager
Hoa T Vo #'s 30100103 & 59800063
NEGOTIATED | 10:00 a.m. |

STEP 3: HEARINGS * AND *****A. Denial Appeals**

None

B. Motion to Deem Allegations Admitted

None

C. Hearing Officer Recommendations

None

D. Request for Reinstatement

None

E. Appeal Board Orders

None

STATUS AND ADDITIONS TO TENTATIVE AGENDA * AND ***

74931 Raiza Bracho

MOTION by Gina Bowser to accept staff recommendations and rescind the previous motion and to instead dismiss. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

For Board Information Only

74849 Ozone Hair Experience #C11461 *(CA received)*

Denial

ADJOURN

In accordance with Title II of the Americans with Disabilities Act, the Cosmetology Board does not discriminate on the basis of disabilities in its programs, services or activities. Individuals who need reasonable accommodation to participate or who need information in an alternative format may contact the ADA Coordinator at (480) 784-4539.

- * **LEGAL ADVICE WHERE APPLICABLE – A.R.S. § 38-431-03 (A) (3)**
- ** **PERSONNEL MATTERS – A.R.S. § 38-431.03 (A) (1)**
- *** **CONFIDENTIAL MATTERS – A.R.S. § 38-431.03 (A) (2)**
- **** **PENDING LITIGATION – A.R.S. § 32-431.03 (A) (4)**

Laser SB 1419*Senator Leff Sponsor***Committee Meeting**February 11, 2008
1:00 – 3:00 PM**Committee Members in Attendance:**

Pamela Springer, Board Member, National Aesthetics Institute – Chair
 Sue Sansom, Executive Director AzBOC
 Karen Wackerman, Karche, The Professional Career Center
 Gary Begley, Imaj Institute – School of Clinical Aesthetics
 Pearl Foye, Owner of AGAPE Salon, licensed Cosmetology Instructor
 Janice Hein, Rep NCEA, licensed RN, licensed Aesthetician

Others in Attendance:

Nick Simonetta, Lobbyist for Association of Aesthetic Professional
 Louis Silberman, National Laser Institute

The Board of Cosmetology at its regularly scheduled meeting reviewed SB 1419 and directed the committee and members above to participate in review of the Bill and make recommendations to Sue Sansom, Agency Lobbyist, to act for the disposition of the bill.

After discussion the committee, by consensus, determined that the bill was better than current practices because it creates a Laser Technician which does not currently exist in Arizona. However an amendment should be attempted to change the specifications of the bill regarding trainers of the certifications. A later amendment which included committee concerns was successful.

Sue Sansom as Agency Lobbyist did not officially “support” the bill as guided by the proposed rules as the official position of the Board:

1. The bill requires individual's who provide laser non invasive services to be certified but does not limit the practice to Aesthetics, Cosmetologists, or those qualified in skin care and treatments.
2. The bill does not change regulation by the board when the proposed rules complete the promulgation process.
3. The bill confuses the statutes Chapter 5 by unnecessary language which only repeats language used in the new chapter re: supervision of laser techs. It also defines agency meaning ARRA and board meaning AzBOC

Or “not support:” the bill because:

Statutorily required certification of laser Techs in law is better than not having the regulation as the position of the committee.

Update: March 13, scheduled for the Senate Committee of the Whole COW including amendment changing training requirements for those providing certification training.

MINUTES

Executive Director Sue Sansom is representing AzBOC and announced The Board assigned the committee members and agendized the meeting at its regularly scheduled meeting on February 8, 2008. The meeting has been properly noticed and minutes will be taken by Sue Sansom as required by statute.

Chair, Pamela Springer led the discussion about the Philosophical aspects of the scope of laser technology, light therapies, and related service provisions in Arizona.

SB 1419 was presented by Nick Simonetta, actively lobbying for the bill in behalf of the Association of Aesthetic Professional (AAP) presented the dynamics associated with the bill and the committee discussed and considered all aspects of the bill.

Sue Sansom, Executive Director to the Board of Cosmetology, identified the position the Board has made in rule that is soon to go to public comment.

1. Machines should be regulated by Arizona Radiation Regulatory Agency (ARRA) SB 1419 requires same
2. Cosmetology and Aesthetic licensees should be certified by ARRA. SB 1419 requires anyone using laser hair removal and IPL intense Pulse Light to be certified by ARRA. Not limited to Aesthetics or Cosmetology but is specific as to how aestheticians must be supervised however is not different than any other individual providing laser services.
3. Specify how users are supervised. SB1419 broadens the supervision to any health care professional trained and certified in laser Technology or whose scope of practice includes the use of laser technology. Not limited to Aesthetics or Cosmetology but is specific as to how aestheticians must be supervised however again it is not different than any other individual providing laser services.
4. Individuals providing laser technologies should have a basis in aesthetic or fundamental skin education. Response was that the certification to be a laser technician specified in the bill requires 10 hours of skin typing.
5. Certification must include provision and specification for certification trainers and Aestheticians and Cosmetologists must have a fundamental introduction to laser technology or light technology therapies. All members of the committee by consensus did not support the bill regarding certification trainers. A visitor Louis Silberman did support the bill specifications as is regarding certification training to be regulated by ARRA.

Sue Sansom also stated that the effects of the bill on ARS 32 Chapter 5 by its definition of ARRA as the Agency and the definition of the Board as AzBOC are cumbersome and confusing. Currently the Board is often referred to as the Agency. The mix of regulations in one statute is difficult to understand by individuals being regulated by the statutes.

*Minutes approved by Pamela Springer, Chair 3/13/08